

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the
Liquidation of Bernard L. Madoff Investment
Securities LLC,

Plaintiff,

v.

MILES Q. FITERMAN REVOCABLE TRUST;
MILES Q. FITERMAN NON-EXEMPT
MARITAL TRUST; TOWERS
MANAGEMENT COMPANY LLC;
FITERMAN GST EXEMPT MARITAL
TRUST; MILES FITERMAN FAMILY
TRUST; SHIRLEY FITERMAN, individually,
and in her capacity as Trustee for the MILES Q.
FITERMAN REVOCABLE TRUST and the
MILES Q. FITERMAN NON-EXEMPT
MARITAL TRUST; STEVEN FITERMAN,
individually, and in his capacity as Trustee for
the MILES Q. FITERMAN REVOCABLE
TRUST and the MILES Q. FITERMAN
NONEXEMPT MARITAL TRUST; VALERIE
HERSCHMAN, individually, and in her capacity
as Trustee for the MILES Q. FITERMAN
REVOCABLE TRUST and the MILES Q.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

Adv. Pro. No. 10-04337 (SMB)

FITERMAN NON-EXEMPT MARITAL
TRUST; KAREN WASSERMAN; LYNN
GUEZ; STEPHANIE ROSENTHAL; MILES Q.
FITERMAN II; AND MATTHEW FITERMAN,

Defendants.

**ORDER DISMISSING AND CLOSING ADVERSARY PROCEEDING
PURSUANT TO SETTLEMENT**

Pursuant to Federal Rule of Bankruptcy Procedure 7041, Federal Rule of Civil Procedure 41(a)(2) and the Order Pursuant to Section 105(a) of the Bankruptcy Code and Rules 2002 and 9019 of the Federal Rules of Bankruptcy Procedure Approving a Settlement Agreement by and Between the Trustee and the Defendants dated September 29, 2017 (ECF Number 118), it is

ORDERED, that the Adversary Proceeding is dismissed without prejudice and without costs to any party; and it is further

ORDERED, that the Adversary Proceeding is closed subject to the filing of a Notice of Appeal within fourteen (14) days of the entry of this Order terminating this Adversary Proceeding.

Dated: New York, New York
November 2nd, 2017

/s/ STUART M. BERNSTEIN
HONORABLE STUART M. BERNSTEIN
UNITED STATES BANKRUPTCY JUDGE